

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.03 Q, Closed Area No. 18-F, Quahog Bay, Harpswell, promulgated on January 13, 2003, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.03 Q, Closed Area No. 18-F, Card and Orrs Coves, Harpswell.

- 1) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Card Cove, Harpswell, from May 1 through September 30, south of a line beginning at the south side of the mouth of Card Cove and running due west across Card Cove.
- 2) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Orrs Cove, Harpswell, from May 1 through November 30, north of a line beginning at Tondreaus Point and running due west across Orrs Cove.
- 3) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Mill Cove, Quahog Bay, Harpswell, from May 1 through September 30, north of a line beginning at Tondreaus Point and running due east across Mill Cove.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: February 3, 2004

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
Boothbay Harbor Laboratory
W. Boothbay Harbor, Me 04575

TIMES RECORD
February 6, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.03 Q, Closed Area No. 18-F, Quahog Bay, Harpswell and promulgates a new regulation. This new regulation reopens Mill Cove in Quahog Bay for winter harvesting, and it also describes the seasonal closures in Card Cove and Orrs Cove. This is partly an administrative change. The descriptions for the closure on the eastern shore of Quahog Bay, the closure on the western shore of Quahog Bay, and the new closure of Brickyard Cove can be found in the new DMR regulation for Closed Area No. 18-G.

The closed areas are subject to non-point microbiological pollution and must remain closed to protect the public health.



LEWIS FLAGG
DEPUTY COMMISSIONER (EXTERNAL AFFAIRS)



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

C18F Card and Orrs Cove, Harpswell 2/3/04



There may be other closures in this map area.

2004 Shellfish Classifications

- | | |
|--|--------------------------|
| | Prohibited |
| | Restricted |
| | Conditionally Approved |
| | Conditionally Restricted |

Orrs Cove
Open 12/1 - 4/30

Mill Cove
Open 10/1-4/30

Tondreau Point

Quahog Bay

Card Cove

Open
10/1 - 4/30

0.4 0 0.4 0.8 Miles

